

# DAILY DIGEST

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\*\*Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

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## PUBLIC NOTICES

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Released: February 29, 2000. EAGLENET, INC., PANHANDLE TELEPHONE COOPERATIVE, INC., AND PIONEER TELEPHONE COOPERATIVE, INC. SEEK WAIVER OF THE DEFINITION OF "STUDY AREA" IN PART 36 OF THE COMMISSION'S RULES PLEADING CYCLE ESTABLISHED. Comments Due: March 21, 2000, Reply Comments Due: March 31, 2000. (DA No. 00-417). Dkt No.: CC-96-45. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/2000/da000417.doc](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/2000/da000417.doc)

Report No: 2391. Released: February 29, 2000. PETITIONS FOR RECONSIDERATION OF ACTION IN RULEMAKING PROCEEDING. Internet URL: [https://www.fcc.gov/Bureaus/Consumer\\_Information/Public\\_Notices/2000/pnci0020.doc](https://www.fcc.gov/Bureaus/Consumer_Information/Public_Notices/2000/pnci0020.doc)

Report No: 1266. Released: February 29, 2000. CABLE SERVICES BUREAU REGISTRATIONS; SPECIAL RELIEF AND SHOW CAUSE PETITIONS. Contact: Cable Services Bureau: (202) 418-7000.

Released: February 29, 2000. PETITION SEEKING DECLARATORY RULING THAT CERTAIN RESTRICTIONS OF A HOMEOWNERS ASSOCIATION ARE PREEMPTED BY THE COMMISSION'S OVER-THE-AIR RECEPTION DEVICES RULE. Responses to the Petition Due: March 30, 2000, Replies Due: April 14, 2000. (DA No. 00-434). Contact: Roberto Rodas: (202) 418-1024, TTY: (202) 418-7172. News Media Contact: Michelle Russo (202) 418-2358. Internet URL: [https://www.fcc.gov/Bureaus/Cable/Public\\_Notices/2000/da000434.doc](https://www.fcc.gov/Bureaus/Cable/Public_Notices/2000/da000434.doc)

Released: February 29, 2000. ENFORCEMENT BUREAU PROCEDURES FOR DUE DILIGENCE CHECKS. (DA No. 00-415). Contact: Robin Peltzman at (202) 418-1420. Internet URL: [https://www.fcc.gov/Bureaus/Enforcement/Public\\_Notices/2000/da000415.doc](https://www.fcc.gov/Bureaus/Enforcement/Public_Notices/2000/da000415.doc)

Report No: 325-00019. Released: February 29, 2000. PERMIT TO DELIVER PROGRAMS TO FOREIGN BROADCAST STATIONS RE: ACTIONS TAKEN. Contact: Tom Albers at (202) 418-2145, TTY: (202) 418-2555. Internet URL: [https://www.fcc.gov/Bureaus/International/Public\\_Notices/2000/pnin0055.pdf](https://www.fcc.gov/Bureaus/International/Public_Notices/2000/pnin0055.pdf)

Report No: 44680. Released: February 29, 2000. BROADCAST APPLICATIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Actions/ac000229.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Actions/ac000229.txt)

Report No: 24680. Released: February 29, 2000. BROADCAST APPLICATIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Brdcst\\_Applications/ap000229.txt](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Brdcst_Applications/ap000229.txt)

Report No: 2000-02. Released: February 29, 2000. FM TRANSLATOR-BOOSTER APPLICATIONS READY AND AVAILABLE FOR PROCESSING. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/Radio\\_Cutoffs/pnmm0017.doc](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/Radio_Cutoffs/pnmm0017.doc)

Report No: 212. Released: February 29, 2000. INSTRUCTIONAL TELEVISION FIXED SERVICE: PROPOSED RENEWAL ASSIGNMENT AND TRANSFER OF CONTROL APPLICATIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/ITFS\\_Notices/vxac0229.html](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/ITFS_Notices/vxac0229.html)

Report No: 211. Released: February 29, 2000. INSTRUCTIONAL TELEVISION SERVICE PROPOSED MINOR MODIFICATION CONSTRUCTION PERMITS AND EXTENSION APPLICATIONS. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/ITFS\\_Notices/vxab0229.html](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/ITFS_Notices/vxab0229.html)

Report No: 210. Released: February 29, 2000. INSTRUCTIONAL TELEVISION FIXED SERVICE: PROPOSED NEW AND MAJOR MODIFICATION CONSTRUCTION PERMITS AND LICENSES. Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Public\\_Notices/ITFS\\_Notices/vxaa0229.html](https://www.fcc.gov/Bureaus/Mass_Media/Public_Notices/ITFS_Notices/vxaa0229.html)

Released: February 29, 2000. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILINGS IN PERMIT-BUT-DISCLOSE PROCEEDINGS. Contact: Office of the Secretary: Barbara Lowe at (202) 418-0310. Internet URL: [https://www.fcc.gov/Bureaus/Miscellaneous/Public\\_Notices/Exparte/2000/ex000229.html](https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/Exparte/2000/ex000229.html)

Report No: 2082. Released: February 29, 2000. WIRELESS TELECOMMUNICATIONS BUREAU WEEKLY RECEIPTS AND DISPOSALS.

Released: February 29, 2000. WIRELESS TELECOMMUNICATIONS BUREAU SEEKS COMMENT ON REQUEST FOR WAIVER BY LOJACK CORPORATION TO PERMIT STOLEN VEHICLE RECOVERY SYSTEM OPERATION WITH DIFFERENT DUTY CYCLE. Comments Due: March 29, 2000, Reply Comments Due: April 13, 2000. (DA No. 00-402). Contact: Policy and Rules Branch, Public Safety and Private Wireless Division: Ghassan Khalek at (202) 418-0680, email: [gkhalek@fcc.gov](mailto:gkhalek@fcc.gov). Internet URL: [https://www.fcc.gov/Bureaus/Wireless/Public\\_Notices/2000/da000402.doc](https://www.fcc.gov/Bureaus/Wireless/Public_Notices/2000/da000402.doc)

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## TEXTS

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FRANYA MARZEC V. RANDY POWER. Granted in part, and denied in part complaint that Power violated section 301 of the Act and sections 90.113 and 90.135 of the Commission's rules by operating mobile units without a license. Rejected Marzec's claims that Power violated sections 301 and 333 of the Act and relevant rules by transmitting from an unauthorized location and interfering with her transmissions. Action by Chief, Enforcement Bureau. Adopted: February 28, 2000. by Order. (DA No. 00-419). ENF Internet URL: <https://www.fcc.gov/Bureaus/Enforcement/Orders/2000/da000419.doc>

BACHOW/COASTEL, L.L.C. V. GTE WIRELESS OF THE SOUTH, INC. Granted the formal complaints filed by Bachow/Coastel, L.L.C., against GTE Wireless of the South, Inc. Action by Chief, Enforcement Bureau. Adopted: February 28, 2000. by Order. (DA No. 00-420). ENF Internet URL: <https://www.fcc.gov/Bureaus/Enforcement/Orders/2000/da000420.doc>

ROGER M. BARNES, ROBIN A. BARNES, AND FAASOLO TAVAI V. LDDDS/WORLDCOM, PETROLEUM COMMUNICATIONS, INC., PETROCOM LICENSE CORPORATION, RVC SERVICES, INC., D/B/A COASTEL COMMUNICATIONS CO., AND BACHOW/COASTEL, LLC. Denied the formal complaint jointly filed by Roger M. Barnes, Robin A. Barnes, and Faasolo Tavai against Petroleum Communications, Inc., PetroCom License Corporation, RVC Services, Inc. d/b/a Coastel Communications Company, Bachow/Coastel, LLC, the and LDDDS/WorldCom. Action by Chief, Enforcement Bureau. Adopted: February 28, 2000. by MO&O. (DA No. 00-418). ENF Internet URL: <https://www.fcc.gov/Bureaus/Enforcement/Orders/2000/da000418.doc>

TELMEX INTERNATIONAL, INC. Reclassified Telmex International, Inc. as a dominant carrier on the U.S.-Guatemala route because of its affiliation with Telecomunicaciones de Guatemala, S.A. Action by Chief, International Bureau. Adopted: February 28, 2000. by Order. (DA No. 00-422). IB Internet URL: <https://www.fcc.gov/Bureaus/International/Orders/2000/da000422.doc>

DENMARK AND KAUKAUNA, WISCONSIN. Effective April 14, 2000, Amended FM Table of allotments for these communities. Dkt No.: MM-99-36. Action by Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau. Adopted: February 16, 2000. by R&O. (DA No. 00-373). MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/2000/da000373.doc](https://www.fcc.gov/Bureaus/Mass_Media/Orders/2000/da000373.doc)

PERSONAL COMMUNICATIONS SERVICES (PCS). Denied the petition for reconsideration filed in response to C Block Fourth R&O by Omnipoint Corporation, and dismissed as moot the petition for reconsideration filed in response to C Block Fourth Report and Order by Mountain Solutions, Ltd., Inc., and the remaining petitions for reconsideration filed in response to the C Block Fourth R&O By Order on Reconsideration of the 4th R&O. Dkt No.: WT-97-82. Action by the Commission. Adopted: February 15, 2000. by Order. (FCC No. 00-54). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/2000/fcc00054.doc>

MARATHON TELECOM, L.C. Dismissed as moot the petition for reconsideration filed by Cellular, Inc. Network Corporation on August 1, 1997. Action by Chief, Policy and Rules Branch, Wireless Telecommunications Bureau. Adopted: February 28, 2000. by MO&O. (DA No. 00-438). WTB

LLOYD L. JOKERS. Granted Mr. Joker's petition for reconsideration , and set aside the finder's preference request for Station WPDG855, Indianapolis, Indiana. Action by Deputy Chief, Commercial Wireless Division, Wireless Telecommunications Bureau. Adopted: February 28, 2000. by MO&O. (DA No. 00-430). WTB

IN THE MATTER OF THE 4.9 GHZ BAND TRANSFERRED FROM FEDERAL GOVERNMENT USE. Propose to allocate and establish licensing and service rules for the band 4940-4990 MHz (4.9 GHZ band) that has recently been transferred from Federal Government to private sector use as a substitute spectrum for the band 4635-4685 MHz reclaimed for Federal Government use. Comments Due: April 26, 2000, Reply Comments Due: May 17, 2000. Dkt No.: WT-00-32. Action by the Commission. Adopted: February 23, 2000. by NPRM. (FCC No. 00-63). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Notices/2000/fcc00063.doc>

LUCKY MOBILE COMMUNICATIONS, INC. Denied the Petition for Reconsideration, filed by Lucky Mobile Communications, Inc. in Finder's Preference Case No. 96F133. Action by Deputy Chief, Commercial Wireless Division, Wireless Telecommunications Bureau. Adopted: February 28, 2000. by MO&O. (DA No. 00-429). WTB

MC CELLULAR PARTNERS. Dismissed as moot the Petition for Reconsideration filed by MC Cellular Partners. Action by Chief, Policy and Rules Branch, Commercial Wireless Division, Wireless Telecommunications Bureau. Adopted: February 28, 2000. by MO&O. (DA No. 00-423). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/2000/da000423.doc>

RURAL METRO CORPORATION, ET AL. Resolved four petitions for reconsideration filed by Rural Metro Corporation. Denied the petitions and affirmed the decisions of the Licensing and Technical Analysis Branch of the Public Safety and Private Wireless Division of the Wireless Telecommunications Bureau that denied Rural Metro's waiver request and granted the applications By Order on Reconsideration. Action by Chief, Public Safety and Private Wireless Division, Wireless Telecommunications Bureau. Adopted: February 24, 2000. by Order on Recon. (DA No. 00-421). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/2000/da000421.doc>

SAGIR, INC./N.E. COLORADO CELLULAR, INC. Dismissed the Petition for Reconsideration filed by N.E. Colorado Cellular, Inc. on May 8, 1995, the Phase I unserved area application filed by N.E. Colorado Cellular, Inc. on December 21, 1994, and the Petition to Dismiss or Deny and the Motion to Accept Petition to Dismiss or Deny Nunc Pro Tunc Deny, each filed by Sagir, Inc. on May 12, 1995. Action by Chief, Policy and Rules Branch, Commercial Wireless Division, Wireless Telecommunications Bureau. Adopted: February 28, 2000. by Order. (DA No. 00-416). WTB Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Orders/2000/da000416.doc>

FCC PROPOSES LICENSING AND SERVICE RULES FOR THE 4.9 GHZ SPECTRUM BAND. Action by the Commission. Adopted: February 23, 2000. by NPRM. (FCC No. 00-63). WTB Contact: Policy Division: Eli Johnson at (202) 418-1310, email: [ejohnson@fcc.gov](mailto:ejohnson@fcc.gov), TTY: (202) 418-7233. Internet URL: <https://www.fcc.gov/Bureaus/Wireless/Notices/2000/fcc00063.doc>

**ADDENDA: The following items, released February 28, 2000, did not appear in Digest No. 37:**

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## NEWS RELEASES

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TIME CHANGED FOR MARCH 1 PUBLIC FORUM ON FCC MERGER APPLICATIONS REVIEW PROCESS. News Media Contact: Rosemary Kimball (202) 418-0500. OMR. Internet URL: [https://www.fcc.gov/Bureaus/Miscellaneous/News\\_Releases/2000/nrmc0010.doc](https://www.fcc.gov/Bureaus/Miscellaneous/News_Releases/2000/nrmc0010.doc)

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## PUBLIC NOTICES

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Released: February 28, 2000. FEDERAL-STATE JOINT BOARD ON UNIVERSAL SERVICE TO CONVENE AN OPEN MEETING ON MONDAY, MARCH 6, 2000, IN WASHINGTON, DC. (DA No. 00-435). Dkt No.: CC-96-45. Contact: Accounting Policy Division: Gene Fullano at (202) 418-7400, TTY: (202) 418-0484. Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Public\\_Notices/2000/da000435.html](https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/2000/da000435.html)

Released: February 28, 2000. CABLE SERVICES BUREAU ACTION - CAROLINA BROADBAND, INC. FILES AN APPLICATION FOR OPEN VIDEO SYSTEM CERTIFICATION. (DA No. 00-432). Contact: Treg Tremont: (202) 418-7200, TTY: (202) 418-7172. News Media Contact: Michelle Russo (202) 418-2358. Internet URL: [https://www.fcc.gov/Bureaus/Cable/Public\\_Notices/2000/da000432.doc](https://www.fcc.gov/Bureaus/Cable/Public_Notices/2000/da000432.doc)

Released: February 28, 2000. FEDERAL COMMUNICATIONS COMMISSION ANNOUNCES INDIAN TELECOM TRAINING INITIATIVE (ITTI) 2000 FALL SEMINAR. Contact: 888-225-5322 select 2, (717) 338-2888, email: [ITTI2000@fcc.gov](mailto:ITTI2000@fcc.gov). Internet URL: [https://www.fcc.gov/Bureaus/Miscellaneous/Public\\_Notices/2000/pnmc0002.doc](https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/2000/pnmc0002.doc)

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## SPEECHES

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""""WIRE LESS IS MORE"""" AN ADDRESS BY WILLIAM E. KENNARD, CHAIRMAN, FEDERAL COMMUNICATIONS COMMISSION TO THE CELLULAR TELECOMMUNICATIONS INDUSTRY ASSOCIATION, NEW ORLEANS, LA, FEBRUARY 28, 2000. (As Prepared for Delivery). Internet URL: <https://www.fcc.gov/Speeches/Kennard/2000/spwek007.html>

PRESS STATEMENT OF COMMISSIONER GLORIA TRISTANI. Re: Applications for Radio License Transfers in Stamford-Norwalk, CT. Internet URL: <https://www.fcc.gov/Speeches/Tristani/Statements/2000/stgt007.html>

PRESS STATEMENT OF COMMISSIONER GLORIA TRISTANI. Re: Clearing Television Broadcasters from Channels 60-69. Internet URL: <https://www.fcc.gov/Speeches/Tristani/Statements/2000/stgt009.html>

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## TEXTS

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GTE TELEPHONE OPERATING COMPANIES REVISIONS TO TARIFF F.C.C. NO. 1/GTE SYSTEMS TELEPHONE COMPANIES REVISIONS TO TARIFF F.C.C. NO. 1./TRANSMITTAL NO. 1234/TRANSMITTAL NO. 304. Designated for Investigation the issues set forth in this Order. By Order Designating Issues for Investigation Direct Case Due Date: March 20, 2000, Oppositions to Direct Case Due Date: March 30, 2000, Rebuttal Due Date: April 6, 2000. Dkt No.: CC-00-36. Action by Chief, Common Carrier Bureau. Adopted: February 28, 2000. by Order. (DA No. 00-431). CCB Internet URL: [https://www.fcc.gov/Bureaus/Common\\_Carrier/Orders/2000/da000431.doc](https://www.fcc.gov/Bureaus/Common_Carrier/Orders/2000/da000431.doc)

HANAMAULU, HAWAII. Erratum correcting Docket No. to DA 00-263 released February 11, 2000. The correct MM Docket Number is 99-174 and RM 9577. Dkt No.: MM-99-175. by Erratum. MMB Internet URL: [https://www.fcc.gov/Bureaus/Mass\\_Media/Orders/2000/er000263.doc](https://www.fcc.gov/Bureaus/Mass_Media/Orders/2000/er000263.doc)

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